



1623

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/587,662	
	Filing Date	June 5, 2000	
	First Named Inventor	Jessie L.-S. Au	
	Group Art Unit	1623	
	Examiner Name	Ganapathy Krishnan	
Total Number of Pages in This Submission	7	Attorney Docket Number	TNI 2-006

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jerry K. Mueller, Jr. Mueller and Smith, LPA
Signature	
Date	October 9, 2002

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Typed or printed name	Jane Keeney	Date	October 9, 2002
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Attorney Docket No.: TNI 2-006

#8
10-22-02
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Jessie L.-S. Au, Ph.D., *et al.*)
Serial No. 09/587,662) Examiner Ganapathy Krishnan
Filed: June 5, 2000) Group Art Unit 1623
For: METHODS AND COMPOSITIONS FOR)
MODULATING DRUG ACTIVITY)
THROUGH TELOMERE DAMAGE)

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AMENDMENT AND RESPONSE

Sir:

This paper is filed responsive to the Office action mailed September 9, 2002 (paper no. 7), which restricts the claims as follows:

Group I	Claims 1-28, 33-35, 40-48
Group II	Claims 29-31, 89
Group III	Claims 32, 36
Group IV	Claims 37-39
Group V	Claims 49-56
Group VI	Claims 57-88

Applicants respectfully elect the Group I claims, with traverse.

The Examiner further has issued a species election for the Group I claims, as follows:

Species A	paclitaxel as the telomere damage-inducing agent
Species B	nucleotide analog as the telomere damage-inducing agent

Applicants respectfully elect Species A, paclitaxel, with traverse.

The Species B group, nucleotide analog, is not a telomere damage-inducing agent, but rather is a telomerase inhibitory agent.

In even another embodiment, the telomere damage-inducing agent is paclitaxel, or a derivative thereof, and the telomerase inhibitory agent is a nucleotide analog, or derivative thereof, and in a preferred embodiment,

AZT or d4T. In a related embodiment, the telomerase inhibitory agent is an antisense nucleic acid corresponding to a telomerase.

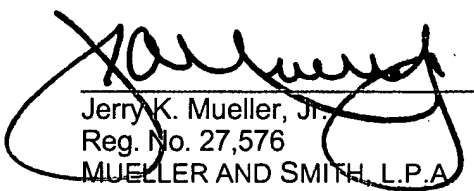
Application at page 3, ll. 28-32

Thus, the species election appears to be improper. With the election of Species A, this error is moot.

Finally, it is noted that the outstanding Office action was not sent to the undersigned, despite a revocation/appointment of attorney form filed with the Office on April 23, 2002 (copy enclosed). Entry of the revocation/appointment of attorney form and recognition of the undersigned respectfully is requested.

Respectfully submitted,

Date: 9 October 02



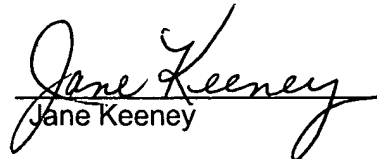
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Jane Keeney